

Message Text

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TAGS: PFOR, OAS, VE, CU, MX

SUBJECT: VENEZUELAN INITIATIVE TO RELAX SANCTIONS AGAINST

CUBA: MEXICAN RESPONSE

1. GONZALEZ GALVEZ' ASSERTION (AS REPORTED REFTEL)
THAT RIO TREATY PROVIDES FOR ACTION BY OAS MEMBER STATES
ONLY IN EVENT OF ARMED ATTACK IS OF COURSE INCORRECT.
PERTINENT PROVISIONS OF TREATY ARE AS FOLLOWS:

A. ARTICLE 3 COVERS ARMED ATTACK BY ANY STATE AGAINST
AN AMERICAN STATE AND PROVIDES FOR INDIVIDUAL RESPONSE
AND FOR MEETING OF ORGAN OF CONSULTATION TO AGREE ON
COLLECTIVE MEASURES.

B. ARTICLE 6 COVERS SITUATIONS SHORT OF ARMED ATTACK AND
PROVIDES FOR MEETING OF ORGAN OF CONSULTATION TO AGREE
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ON COLLECTIVE MEASURES, AS FOLLOWS:

QUOTE ARTICLE 6. IF THE INVIOABILITY OR THE INTEGRITY OF THE TERRITORY OR THE SOVEREIGNTY OR POLITICAL INDEPENDENCE OF ANY AMERICAN STATE SHOULD BE AFFECTED BY AN AGGRESSION WHICH IS NOT AN ARMED ATTACK OR BY AN EXTRA-CONTINENTAL OR INTRA-CONTINENTAL CONFLICT, OR BY ANY OTHER FACT OR SITUATION THAT MIGHT ENDANGER THE PEACE OF AMERICA, THE ORGAN OF CONSULTATION SHALL MEET

IMMEDIATELY IN ORDER TO AGREE ON THE MEASURES WHICH MUST BE TAKEN IN CASE OF AGGRESSION TO ASSIST THE VICTIM OF THE AGGRESSION OR, IN ANY CASE, THE MEASURES WHICH SHOULD BE TAKEN FOR THE COMMON DEFENSE AND FOR THE MAINTENANCE OF THE PEACE AND SECURITY OF THE CONTINENT. UNQUOTE

C. ARTICLE 8 (WHICH MAKES NO REFERENCE TO FOREGOING ARTICLES AND HENCE MAKES NO DISTINCTION BETWEEN THEM) LISTS MEASURES ON WHICH ORGAN OF CONSULTATION MAY AGREE, INCLUDING SERVERENCE OF DIPLOMATIC RELATIONS, ECONOMIC SANCTIONS, ARMED FORCE, ETC.

D. ARTICLE 20 STATES THAT DECISIONS SPECIFIED IN ARTICLE 8 SHALL BE BINDING ON ALL SIGNATORIES, WITH SOLE EXCEPTION THAT NO STATE SHALL BE REQUIRED TO USE ARMED FORCE WITHOUT ITS CONSENT.

2. RESOLUTION I OF NINTH MFM (1964) APPLIED DIPLOMATIC AND ECONOMIC SANCTIONS AGAINST CUBA "IN ACCORDANCE WITH THE PROVISIONS OF ARTICLES 6 AND 8" OF RIO TREATY.

3. GONZALEZ GALVEZ' REFERENCE TO ARTICLE 19 OF TREATY WAS PRESUMABLY INADVERTENT, SINCE THIS MERELY APPLIES TO REQUIRED QUORUM FOR VOTING. ROGERS

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